

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 09 2000

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAR 27 1997 under 62879

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The applicant **SCOTT REAL ESTATE, LTD.**, hereby makes application for permission to change the **Point of diversion, place of use and manner of use of a portion** of water heretofore appropriated under **claims #58, 438 and 445 of the Truckee River Decree, said decree entered in the District Court of the United States for Nevada in that certain action entitled, "The United States of of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendants."** In Equity Docket No. A-3.

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1. The source of water is **Truckee River**
2. The amount of water to be changed **0.125 CFS not to exceed 20.73 acre feet annually**
3. The water to be used for **Municipal and domestic**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **See Exhibit "A" attached hereto and map supporting application 58882 on file with the State Engineer.**
6. The existing permitted point of diversion is located within **See Exhibit "C" attached hereto.**
7. Proposed place of use **See Exhibit "B" attached hereto and map supporting application 62141 on file with the State Engineer.**
8. Existing place of use **See Exhibit "D" attached hereto**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **As decreed.**
11. Description of proposed works **Water will be diverted by existing SPPCo. facilities, treated and placed into existing distribution system.**
12. Estimated cost of works **Existing**
13. Estimated time required to construct works **Existing**
14. Estimated time required to complete the application of water to beneficial use **Ten years.**
15. Remarks: **Claim #58 – 0.03 CFS and 4.80 acre feet Claim #438 – 0.03 CFS and 5.35 acre feet Claim #445 – 0.065 CFS and 10.58 acre feet.**

By **ROBERT E. FIRTH**  
s/**Robert E. Firth**  
360 E. Riverview Circle  
Reno, NV 89509

Compared my/cmf It/

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion manner of use and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 58, 438 and 445, Truckee River Final Decree, is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.128 cubic feet per second, but not to exceed 20.74 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

April 20, 2017

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 20<sup>th</sup> day of April, A.D. 2007

Tracy Taylor, P.E.  
State Engineer

Completion of work filed March 12, 1997 under 60929

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

**EXHIBIT "A"**

The following describes the multiple points of diversion for Sierra Pacific Power Company Water Treatment Plants, which are shown on the map accompanying Application No. 58882 on file with the State of Nevada, Division of Water Resources, more particularly described as follows:

**STEAMBOAT CANAL (HUNTER CREEK RESERVOIR):**

The existing point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 31, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 31 bears South 62°04' East, a distance of 3,195.00 feet.

**HIGHLAND DITCH (HIGHLAND RESERVOIR):**

The existing point of diversion is situate within the Southwest one-quarter of the Southeast one-quarter (SW1/4 SE1/4) of Section 9, T.19N., R.18E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 9 bears South 75°16' East, a distance of 1,650.00 feet.

**IDLEWILD TREATMENT PLANT:**

The existing point of diversion is situate within the Southeast one-quarter of the Southeast one-quarter (SE1/4 SE1/4) of Section 10, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Southeast corner of said Section 10 bears South 69°57'58" East, a distance of 842.34 feet.

**NORTH TRUCKEE DITCH (GLENDALE TREATMENT PLANT):**

The existing point of diversion is situate within the Southwest one-quarter of the Northeast one-quarter (SW1/4 NE1/4) of Section 7, T.19N., R.20E., M.D.B.&M., Washoe County, Nevada, from said point of diversion, the Northeast corner of said Section 7 bears North 39°28' East, a distance of 3,015.00 feet.

**ORR DITCH PUMP STATION (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situate within the Northeast one-quarter of the Southeast one-quarter (NE1/4 SE1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Northeast corner of said Section 17 bears North 15°39'36" East, a distance of 3,264.77 feet.

**ORR DITCH (CHALK BLUFF TREATMENT PLANT):**

The point of diversion is situate within the Northeast one-quarter of the Southwest one-quarter (NE1/4 SW1/4) of Section 17, T.19N., R.19E., M.D.B.&M., Washoe County, Nevada from said point of diversion the Southwest corner of said Section 17 bears South 44°40' West, a distance of 3,211.00 feet.

**EXHIBIT "B"**  
**PROPOSED PLACE OF USE**

<u>DIVISION</u>	<u>SECTION</u>	<u>T-N</u>	<u>R-E</u>	
ALL	1-5	18	18	M.D.B.&M.
EX	6&7	18	18	M.D.B.&M.
ALL	8-17	18	18	M.D.B.&M.
EX	18&19	18	18	M.D.B.&M.
ALL	20-29	18	18	M.D.B.&M.
EX	30&31	18	18	M.D.B.&M.
ALL	32-36	18	18	M.D.B.&M.
ALL	1-5	19	18	M.D.B.&M.
EX	6&7	19	18	M.D.B.&M.
ALL	8-17	19	18	M.D.B.&M.
EX	18&19	19	18	M.D.B.&M.
ALL	20-29	19	18	M.D.B.&M.
EX	30&31	19	18	M.D.B.&M.
ALL	32-36	19	18	M.D.B.&M.
ALL	1-5	20	18	M.D.B.&M.
EX	6&7	20	18	M.D.B.&M.
ALL	8-17	20	18	M.D.B.&M.
EX	18&19	20	18	M.D.B.&M.
ALL	20-29	20	18	M.D.B.&M.
EX	30&31	20	18	M.D.B.&M.
ALL	32-36	20	18	M.D.B.&M.
ALL	1-5	21	18	M.D.B.&M.
EX	6&7	21	18	M.D.B.&M.
ALL	8-17	21	18	M.D.B.&M.
EX	18&19	21	18	M.D.B.&M.
ALL	20-29	21	18	M.D.B.&M.
EX	30&31	21	18	M.D.B.&M.
ALL	32-36	21	18	M.D.B.&M.
ALL	1-36	18	19	M.D.B.&M.
ALL	1-36	19	19	M.D.B.&M.
ALL	1-36	20	19	M.D.B.&M.
ALL	1-36	21	19	M.D.B.&M.
ALL	2-35	18	20	M.D.B.&M.
WX	36	18	20	M.D.B.&M.
ALL	1-12	19	20	M.D.B.&M.
ALL	14-23	19	20	M.D.B.&M.
ALL	26-35	19	20	M.D.B.&M.
ALL	1-36	20	20	M.D.B.&M.
ALL	1-36	21	20	M.D.B.&M.
ALL	1-36	20	21	M.D.B.&M.
ALL	1-36	21	21	M.D.B.&M.

SEE SUPPORTING MAP ON FILE WITH APPLICATION NO. 62141

**EXHIBIT "C"**

**Existing Points of Diversion**

Claim #58 NE 1/4 SW 1/4 of Section 31, T. 19N., R. 18E., M. D. B. & M. or at a point from which the Southeast corner of said Section 31 bears S. 62° 04' E. a distance of 3195.0 feet (Steamboat Canal).

Claims #438, 445

NW 1/4 SE 1/4 of Section 11, T. 19N., R. 19E., M. D. B. & M. or at a point from which the Southwest corner of said Section 11 bears S. 69° 15' W. a distance of 3640.0 feet (Cochran Ditch).

**EXHIBIT "D"**

**Existing Places of Use**

Claim #58 NE 1/4 SW 1/4 of Section 22, T. 19N., R. 19E., M. D. B. & M. - 1.20 acres. See map supporting Application 65602 on file with the State Engineer - Transfer Table Area "B".

Claims #438 SE 1/4 NW 1/4 of Section 24, T. 19N., R. 19E., M. D. B. & M. - 1.34 acres:

APN 20-011-26	0.72 acres
APN 20-011-34	0.21 acres
APN 20-011-35	0.41 acres

Claim #445 SE 1/4 NW 1/4 of Section 24, T. 19N., R. 19E., M. D. B. & M. - 2.644 acres  
APN 19-201-05